



APR 11 2002

## UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT &amp; TRADEMARK OFFICE

X4

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/017,913	10/29/2001	William F. Avrin	MED/US-12

022875  
GERALD W SPINKS  
P. O. BOX 2330  
PORT ORCHARD, WA 98366

CONFIRMATION NO. 7514  
FORMALITIES LETTER



\*OC00000007368939\*

Date Mailed: 01/25/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 370 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$81.
  - \$81 for 9 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 516.**

---

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

## PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/12/2002 CCHAU1 00000104 10017913

01 FC:201	370.00 0P
02 FC:203	81.00 0P
03 FC:205	65.00 0P



JMP

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

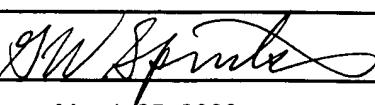
(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	<b>Application Number</b>	10/017,913	
	<b>Filing Date</b>	10/29/2001	
	<b>First Named Inventor</b>	William F. Avrin	
	<b>Group Art Unit</b>	3737	
	<b>Examiner Name</b>	Unknown	
<b>Total Number of Pages in This Submission</b>	16	<b>Attorney Docket Number</b>	MED/US-12

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> <input type="checkbox"/> Petition <input type="checkbox"/> <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> <input type="checkbox"/> Request for Refund <input type="checkbox"/> <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Notice to File Missing Parts, Declaration w/ADS, Check #6328, Return post card
<b>Remarks</b>		

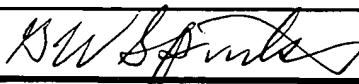
### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gerald W. Spinks
Signature	
Date	March 25, 2002

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

03/25/2002

Typed or printed name	Gerald W. Spinks		
Signature		Date	3/25/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William F. Avrin, et al. )  
Serial No.: 10/017,913 )  
Filed: 10/29/2001 ) Art Unit  
For: Ferromagnetic Foreign Body Detection Utilizing ) 3737  
Eye Movement )  
Examiner: Unknown )  
Attorney Docket: MED/US-12 )

RESPONSE TO NOTICE TO FILE MISSING PARTS

Box Missing Part  
Commissioner for Patents  
Washington DC 20231

Sir:

Transmitted herewith for filing are:

- (1) A copy of the Notice to File Missing Parts of Application mailed on 01/25/2002;
- (2) A Declaration;
- (3) Two (2) Assignments with two (2) Recordation Form Cover Sheets;
- (4) Fees for a Small Entity. Calculation of fees is as follows:

Basic filing fee	\$370
Fee for nine (9) additional total claims	\$81
Surcharge	\$65
Fee for recording two Assignments	\$80

---

Total Fees	\$596
------------	-------

Enclosed please find check No. 6328 in the amount of \$596 to cover the surcharge and the fees. Please charge any deficiencies in the fees, or credit any overpayment to Deposit Account No. 19-3795.

If an additional extension of time is required, please charge the fee for the extension to Deposit Account No. 19-3795.

Please address all future correspondence in connection with the above-identified patent application to the address set forth below.

Dated this 25<sup>th</sup> day of March, 2002.

Respectfully submitted,



Gerald W. Spinks  
Attorney for Applicant  
Registration No. 32,843  
Customer No. 22,875  
P.O. Box 2330  
Port Orchard, WA 98366

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this Response to Notice to File Missing Parts is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Part, Commissioner for Patents, Washington, D.C. 20231, on this 25<sup>th</sup> day of March, 2002.



Gerald W. Spinks  
Attorney for Applicant  
Registration No. 32,843

12-20325.roa

APR 11 2002

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL

## for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 596)

## Complete if Known

Application Number	10/017,913
Filing Date	10/29/2001
First Named Inventor	William F. Avrin
Examiner Name	
Group Art Unit	3737
Attorney Docket No.	3737

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	19-3795
Deposit Account Name	Gerald W. Spinks

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit card  Money Order  Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee
106	330	206	165	Design filing fee
107	510	207	255	Plant filing fee
108	740	208	370	Reissue filing fee
114	160	214	80	Provisional filing fee
<b>SUBTOTAL (1)</b>				<b>(\$ 370)</b>

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
29	-20** = 9	x 9	= 81
Independent Claims	1	- 3** = 0	x 0 = 0
Multiple Dependent			

Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee Description
103	18	203	9
102	84	202	42
104	280	204	140
109	84	209	42
110	18	210	9
<b>SUBTOTAL (2)</b>			
<b>(\$ 81)</b>			

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath
127	50	227	25	Surcharge - late provisional filing fee or cover sheet
139	130	139	130	Non-English specification
147	2,520	147	2,520	For filing a request for ex parte reexamination
112	920*	112	920*	Requesting publication of SIR prior to Examiner action
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action
115	110	215	55	Extension for reply within first month
116	400	216	200	Extension for reply within second month
117	920	217	460	Extension for reply within third month
118	1,440	218	720	Extension for reply within fourth month
128	1,960	228	980	Extension for reply within fifth month
119	320	219	160	Notice of Appeal
120	320	220	160	Filing a brief in support of an appeal
121	280	221	140	Request for oral hearing
138	1,510	138	1,510	Petition to institute a public use proceeding
140	110	240	55	Petition to revive - unavoidable
141	1,280	241	640	Petition to revive - unintentional
142	1,280	242	640	Utility issue fee (or reissue)
143	460	243	230	Design issue fee
144	620	244	310	Plant issue fee
122	130	122	130	Petitions to the Commissioner
123	50	123	50	Processing fee under 37 CFR 1.17(q)
126	180	126	180	Submission of Information Disclosure Stmt
581	40	581	40	Recording each patent assignment per property (times number of properties)
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))
179	740	279	370	Request for Continued Examination (RCE)
169	900	169	900	Request for expedited examination of a design application
Other fee (specify) _____				
*Reduced by Basic Filing Fee Paid				<b>SUBTOTAL (3) (\$ 145)</b>

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	Gerald W. Spinks	Registration No. (Attorney/Agent)	32,843	Telephone	(253)853-1698
Signature				Date	March 25, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.